



Administrative Progress Report (APR)

October 2004

To: POST Commissioners and Advisory Committee

From: KENNETH J. O'BRIEN
Executive Director

The APR is a monthly status report intended to inform POST Commissioners and law enforcement officials of recent progress on projects and instructional programs currently under development at POST.

MANAGEMENT FELLOW FOR VAWA GRANT

Lieutenant Jill Taylor, of the Sacramento County Sheriff's Department, joined POST as a Management Fellow on October 25, 2004. Jill will be responsible for day-to-day operations of the VAWA grants, including coordination of the POST domestic violence and sexual assault training offered by the San Diego Regional Training Center. Jill has more than 22 years of law enforcement experience in Custody, Patrol, Investigations, and Internal Affairs. Jill is also working toward a Master's Degree in Emergency Management Services at Cal State Long Beach. Welcome to POST, Jill.

Questions about the VAWA grants may be directed to Special Consultant Jill Taylor, Training Program Services Bureau, at (916) 227-0473 or by email at Jill.Taylor@post.ca.gov.

COMMISSION CHAIRMAN COBB IS NATIONAL CHAMPION

Commission Chairman Marc Cobb competed in the National Police Shooting Championship in Jackson, Mississippi, from September 20 to 23, 2004, earning first place in three separate categories. Commissioner Cobb won first place in the individual "Service Pistol Championship," as well as first place in a two-person team competition against national teams. Commissioner Cobb also placed first against international teams, defeating competitors from Canada and Germany. Commissioner Cobb teamed up with Officer Brian Hauptmann of the Long Beach Police Department in the team competition.

Commissioner Cobb, Sergeant and Range Master for the Long Beach Police Department, directs all firearms training for the Department for recruit and in-service trainees, as well as many allied agencies that utilize the Long Beach Police Range. Congratulations, Commissioner Cobb.

INSTRUCTOR STANDARDS ADVISORY COUNCIL CONVENED

The Instructor Standards Advisory Council met to discuss numerous issues related to instructor development training. A key issue of discussion was the pending requirement that all instructors appointed to teach the Regular Basic Courses on or after July 1, 2006, receive training in instructional techniques prior to their service as instructors. While the Council had already approved the concept at its May meeting, it was reintroduced at the September meeting to define the content of an equivalency provision. On the day before the Council's meeting, the Commission's Long Range Planning Committee indicated that an equivalency provision should be part of the requirement. The Council also discussed on-line methods for pre-reading options within the instructor training requirement.

Also discussed was the necessity to align the content of the 38 instructor development courses currently certified. The courses vary in content, and it is important that all the courses contain specific core subjects.

Questions about the Instructor Standards Advisory Council may be directed to Senior Consultant Mike Hooper, Training Program Services Bureau, at (916) 227-3912 or by email at Mike.Hooper@post.ca.gov.

POST SCANS TESTS FROM CHP RECRUITMENT DRIVE

Automated test scanning (electronic scoring) has benefitted local agencies in the POST Program for many years. POST scans and scores entry-level exam test sheets for law enforcement applicants to local agencies. Recently, the California Highway Patrol (CHP) contracted with POST to scan the entry-level test for the thousands of applicants expected to respond to the CHP's new recruitment drive. Although the CHP typically recruits quarterly, with the State hiring freeze, it has been more than two years since the last test. The CHP tested 5,654 Highway Patrol Officer applicants on September 25, 2004, at eight testing sites around the State. The CHP contracted with Cooperative Personnel Services (CPS) to proctor the exam and to collect the test sheets. The completed exams were then sent to POST for scanning.

To complete the scanning process within two weeks, a team of POST staff worked overtime to allow the daily scanning workload to continue uninterrupted. The tests were scanned in record time, and the results were delivered to both the CHP and CPS. CPS personnel commended POST staff for its efficiency in completing the scoring ahead of schedule. They expressed appreciation for POST's partnership in the process.

Questions about test scanning may be directed to Supervising Program Technician II Jackie McGovern, Information Services Bureau, at (916) 227-4839 or by email at Jackie.McGovern@post.ca.gov.

BASIC COURSE STUDENT WORKBOOKS UPDATED

Workshops were held to revise and to update regulations of the *Training and Testing Specifications for Peace Officer Basic Courses* and the content of the student workbooks for Learning Domain 23 – *Crimes in Progress* and Learning Domain 19 – *Vehicle Operations*. Workshops were attended by Subject Matter Experts (SMEs), representatives from the Basic Academies, and the Standing Alignment Committee.

Changes to the workbooks incorporated additions consistent with core tasks of the entry-level peace officer and modifications previously recommended by the alignment report. Proposed revisions will be presented to the Consortium of Basic Academies and to the Commission for approval before adoption as part of the curriculum for the Basic Course.

Questions about Basic Course updates may be directed to Basic Course Coordinator Bob Stresak, Basic Training Bureau, at (916) 227-4259 or by email at Bob.Stresak@post.ca.gov.

POST TO DEVELOP VIDEO ON NEW FIREARM LAW

Two recent pieces of legislation, AB 2431 and AB 2695, effective January 1, 2005, will directly impact law enforcement procedures for confiscating firearms. POST, in cooperation with the Department of Justice (DOJ), Firearms Division, will produce a video which describes the procedures to be followed by law enforcement personnel when confiscating firearms, both in domestic violence and mental illness situations. The new law requires law enforcement to complete a receipt for the firearm, to complete a mandated form, and to send the form to DOJ for a stolen gun check. The law also amends sections of the Penal Code and the Welfare and Institutions (W & I) Code. Several areas of the Basic Course curriculum will also be revised to incorporate the new laws. The project is expected to be completed in April 2005.

Questions about the video project may be directed to Bureau Chief Ray Bray, Training Program Services Bureau, at (916) 227-4892 or by email at Ray.Bray@post.ca.gov.

TMAS PROJECT PASSES MILESTONE

Since the beginning of the Testing Management and Assessment System (TMAS) project, Public Sector Consultants, Inc., has provided oversight to the project designed to eventually move Regular Basic Course testing to the Internet, and to provide electronic delivery of the curriculum and skills testing. After successful pilot-testing at the California Highway Patrol and the Sacramento Police Department, operational oversight has been turned over to POST staff. POST staff extends thanks to Public Sector Consultants, Inc., for the stewardship of this project through the initial pilot-test phase.

Questions about the TMAS project may be directed to Senior Personnel Selection Consultant Ken Krueger, Standards and Evaluation Services Bureau, at (916) 227-2810 or by email at Ken.Krueger@post.ca.gov.

BASIC COURSE CERTIFICATION REVIEWS CONTINUE

Training Delivery and Compliance Bureau staff continued the ongoing process of recertifying presenters of the Regular Basic Course at the Long Beach Police Department, the Ventura County Sheriff's Department, and the San Bernardino County Sheriff's Department.

There are 39 Regular Basic Course presenters throughout the State. POST staff conducts a Basic Course Certification Review on each academy every three years. The process begins with the academy to be reviewed completing a comprehensive self-assessment report.

POST staff, in collaboration with the academy to be reviewed, selects other members of the Certification Review Team (CRT). The CRT consists of an academy director from another academy, and a representative of the Academy Advisory Committee.

The on-site certification process takes two days, with the focus of the review on Program Administration, Course Quality and Delivery, Facilities and Equipment, and Safety Policy Compliance. During the review, the CRT identifies recommendations for improvement and areas where the academy has exemplary practices. The CRT will review the self-assessment report with academy staff to obtain a clear understanding of its operations. The CRT also examines files to confirm that proper documentation is maintained as required by POST regulations and contemporary business practices. The CRT also inspects all of the facilities used by the academy to deliver training, including classrooms, physical training, range, vehicle operations, locker rooms, storage facilities, and administrative office space.

When the on-site inspection is complete, the CRT presents an oral report on findings to the academy staff and agency executive or college president. The oral report is the basis for a written report that becomes the official record of the CRT.

Questions about the Basic Course certification review process may be directed to Senior Consultant Ed Pecinovsky, Training Delivery and Compliance Bureau, at (916) 227-4873 or by email at Ed.Pecinovsky@post.ca.gov.

LAW ENFORCEMENT PHYSICAL FITNESS SPECIALIST COURSE PRESENTED

The Cooper Institute for Aerobic Research presented its Law Enforcement Physical Fitness Specialist Course at the California Highway Patrol Academy. Ten POST agencies were represented by 27 Basic Course physical training instructors and agency in-service fitness program staff members. The five-day presentation, with practical and written examinations, was well-received.

Questions about the Physical Fitness Specialist Course may be directed to Senior Personnel Selection Consultant Michael Catlin, Standards and Evaluation Bureau, at (916) 227-2570 or by email at Michael.Catlin@post.ca.gov.

NORTH STATE PUBLIC SAFETY TRAINING CONSORTIUM REVIEWS RESERVE OFFICER TRAINING NEEDS

The North State Public Safety Training Consortium held its biannual meeting on October 27, 2004, at Shasta College in Redding. Members of the consortium include community colleges that present administration of justice training from Sacramento to the Oregon border. The group meets twice a year to assess law enforcement training needs and to develop collaborative training plans.

The focus of the last two meetings has been on the delivery of training to prospective reserve officers in the northern part of the region. Lassen College is currently certified to present the Level III Module, and Shasta College and the College of the Siskiyous are certified to present the Level III and II Modules. Some students have expressed an interest in taking the Level I Module to meet the training requirement for Level I reserve officer or full time regular officer. However, the Level I Module is not available in the area served by these colleges. The closest academy is located at Butte College in Oroville which currently presents the Regular Basic Course in the intensive format.

The three colleges, in conjunction with Butte College, have agreed to survey former and current students in modular format courses to determine if there is sufficient interest to support the delivery of the Level I Module in the area. Plans also call for a survey of local agencies that have reserve programs to see if they would support the training. If there is an identified training need, Butte College will consider presenting the Level I Module. The consortium will meet in January 2005 to review the results of the survey.

Questions regarding this project may be directed to Senior Consultant Frank Decker, Training Delivery and Compliance Bureau, at (916) 227-0471 or by email at Frank.Decker@post.ca.gov.

CULTURAL AWARENESS TRAINING GUIDELINES BEING UPDATED

POST staff has begun the process of updating the guidelines on Cultural Awareness Training as required by Penal Code section 13519.4. The guidelines for this topic were initially developed in 1992 to address the design of law enforcement cultural awareness training programs. In order to remain contemporary on this important issue, staff is conducting research to determine appropriate language and direction for updated guidelines. This project update is scheduled for completion in early 2005.

Questions about the guidelines may be directed to Special Consultant Kevin Gardner, Training Program Services Bureau, at (916) 227-4829 or by email at Kevin.Gardner@post.ca.gov.

MANAGEMENT COURSE PRESENTERS MEET

The six Management Course presenters met to discuss a variety of issues relevant to the ongoing improvement of the course. Attendees included representatives of the San Diego Regional Training Center, CSU-Humboldt, CSU-Long Beach, CSU-San Jose, State Parks, and the California Highway Patrol.

The presenters discussed how the Management Course fits in between the Supervisory Course and the Executive Development Course, and how the Sherman Block Supervisory Leadership Institute (SBSLI) graduates, who are promoted to Lieutenant, respond to the course. There was a consensus that a few SBSLI graduates attending the Management Course are expecting something similar to the SBSLI with a major emphasis on personal development. However, most students soon realize and appreciate that the Management Course is a “how to” course for first-line managers, exposing them to the tools they need to become successful managers. The presenters agreed that the current Management Course methodology, which is a mix of student activities and lecture by subject matter expert instructors, was working well for the intended audience.

The presenters agreed that there is a need to infuse some level of Homeland Security/Terrorism training into the *Critical Incident Management* block of instruction. By unanimous decision, the *Critical Incident Management* topic will be updated at the next meeting.

The second day was devoted to updating the *Financial: Budgeting* and *Community Oriented Policing and Problem Solving (COPPS)* topics. Course instructors, coordinators, and directors attended these sessions which were facilitated by POST Master Instructor Development Program graduates in adjacent breakout rooms. One group discussed the idea of creating an email group, through POST, for each of the topics in the Management Course. This would allow instructors to interact with each other, to provide assistance, and to share materials to promote greater consistency between presenters. Staff will be exploring the concept with the POST Computer Services Bureau.

Questions about the Management Course may be directed to Senior Consultant Gary Sorg, Center for Leadership Development, at (916) 227-2822 or by email at Gary.Sorg@post.ca.gov.

MEET POST STAFF - EVALINA OLIVARRIA

Since arriving at POST in July 2001, Evalina Olivarría has been assigned to the POST Certificates Unit. Prior to joining POST, Evalina worked for the Department of Fish and Game for 15 years as a Program Technician, Cashier, and Office Technician.

The POST Certificates Unit averages more than 1,000 requests for certificates per month. Evalina is responsible for assisting in the issuance of the Basic, Intermediate, Advanced, Supervisory, Management, and Executive Certificates. She also issues the Public Safety Dispatcher, Reserve, and Records Supervisor Certificates.

Evalina has two daughters, Rosanna and Liz. She loves spending time with her five grandsons and two granddaughters. Hobbies include arts and crafts, walking, and gardening. In addition, she has a special knack for decorating. Anyone who has visited the certificates unit knows when a holiday is approaching. Throughout the year, Evalina enhances the office decor for the New Year's Eve, St. Patrick's Day, Cinco de Mayo, Halloween, and Christmas holidays. These dramatic displays often turn a drab cubicle into something spectacular.

Evalina enjoys the Cinco de Mayo holiday. With Evalina's culinary skills and decorative talents, this holiday has become a festive occasion for POST. This year's event included a live Latino music trio (two guitars and a singer), wonderful cuisine, and exquisite decorations. To fund the event, Evalina started a recycling program for soda cans and bottles, which, in turn, has already lowered the cost for next year's Cinco de Mayo celebration.

Evalina's future plans include returning to her birthplace in Jackson, California, where she plans to retire.

MASTER CALENDAR ON THE POST WEBSITE

Due to security concerns, the Master Calendar is located within the Flagship Network on the POST website. The Flagship Network is an electronic bulletin board for the Commission and sworn law enforcement personnel that is accessed through a user identification and password.

Information about obtaining access is located at www.post.ca.gov/library/p_ch/flagship_bb.asp. If you have access to the network but have forgotten your user identification or password, please send an email to Phyl.Barrus@post.ca.gov.

LEGISLATIVE UPDATE

Information regarding bills with a Commission position appears on the following pages. The POST website provides access to legislative information as follows:

Assembly Bills of interest to law enforcement:

- By Assembly Bill Number: <http://www.post.ca.gov/about/legislation/AssemblyBills.pdf>
- By Author Name: <http://www.post.ca.gov/about/legislation/AssemblyAuthors.pdf>

Senate Bills of interest to law enforcement:

- By Senate Bill Number: <http://www.post.ca.gov/about/legislation/SenateBills.pdf>
- By Author Name: <http://www.post.ca.gov/about/legislation/SenateAuthors.pdf>

Bills with a Commission position:

<http://www.post.ca.gov/about/legislation/position.doc>

REPORT DATE: October 29, 2004

RECAP OF 2003-2004 LEGISLATIVE SESSION		
Bill	Summary and Position* (Updated October 29, 2004)	Status
AB 20* (Lieber)	<p>This bill no longer applies to POST</p> <p>Victims of Crime: This bill would extend existing accommodations in court for juveniles to dependent persons with substantial mental impairment. It would make it a criminal offense when mandated reporters conceal abuse or sexual abuse of dependent persons. It would add other protections for the developmentally disabled and dependent persons, as specified.</p> <p>Commission Position: Neutral</p>	Chapter Number 823, Statutes of 2004
AB 991* (Negrete McLeod)	<p>Peace Officer Training – SWAT: Requires POST to develop and deliver guidelines and training (three courses) on SWAT. Agencies are not required to participate in the training or apply the guidelines since they are recommendations only. No funding provided to cover the costs of developing and delivering guidelines and training.</p> <p>Commission Position: Neutral</p>	Chapter Number 624, Statutes of 2003
AB 1102* (Yee)	<p>Peace Officer Training Related to Mental Illness: The bill would extend the time during which POST is required to develop a report for the Legislature on the impact of training previously developed to address mental illness and the developmentally disabled. Requires POST to assess and report on the training used by San Jose and San Francisco Police Departments in addressing the mentally ill.</p> <p>Commission Position: Neutral</p>	Chapter Number 269, Statutes of 2003
AB 1113* (Garcia)	<p>Supplemental Firefighting Services Fund: The bill would establish in each county treasury a Supplemental Firefighting Services Fund (SFSF) to be allocated for use by front-line fire services. Funds would be derived from penalties assessed on fines for criminal offenses.</p> <p>Commission Position: Oppose</p>	Dead
AB 1198 (Dutton)	<p>Peace Officer Records: The bill would extend existing confidentiality protection of peace officer and custodial officer personnel records to the Commission and protect personnel records of former peace officers when they are no longer employed by a law enforcement agency both for the agencies and POST.</p> <p>Commission Position: Support (Commission Sponsored)</p>	Senate Public Safety Committee - failed
AB 1383* (Wesson)	<p>Amended to Antiterrorism: Antiterrorism Fund: <i>No longer applies to POST</i></p> <p>Commission Position: None</p>	Vetoed
* An asterisk indicates there are additions to / changes in a bill or bill status.		

RECAP OF 2003-2004 LEGISLATIVE SESSION		
Bill	Summary and Position* (Updated October 29, 2004)	Status
AB 1669* (Chu)	<p>Peace Officers: Police Psychologists: This bill would require that evaluation of peace officer applicants be done by a licensed physician and surgeon or psychologist that must meet specified training and experiential requirements in the diagnosis and treatment of emotional and mental disorders. It would require state and local employers of peace officers to use licensed physicians, surgeons, and psychologists meeting specified requirements to perform peace officer applicant emotional and mental screening evaluations.</p> <p>Commission Position: Support</p>	Chapter Number 777, Statutes of 2003
AB 1941* (Chan)	<p>Criminal Procedures: Arrest of Caretaker Parent: This bill would require law enforcement and protective services agencies to develop protocols to handle minor children when a caretaker parent is arrested and entitle such persons be authorized three additional phone calls to arrange for child care. It would require POST to establish minimum standards and training for local law enforcement to ensure child safety when such parents are arrest. No additional funding to develop the standards and training is provided.</p> <p>Commission Position: Neutral</p>	Senate Appropriations Committee - held under submission
AB 2468 (Garcia)	<p>Criminal Justice Administrative Fee: This bill would authorize collection of a criminal justice administrative fee from persons released on bond or on their own recognizance (OR) upon conviction to address the initial cost to local law enforcement agencies for booking them. The collection of the fee (for OR arrests) at the time of conviction would negatively impact the Peace Officers' Training Fund, the source of funding for POST to provide law enforcement training and reimbursement to cities and counties.</p> <p>Commission Position: Oppose</p>	Dead
AB 2778 (Maze)	<p>Community Colleges Funding: Faculty: This bill would require the Board of Governors of the California Community Colleges to develop regulations on the conditions in which waivers would be granted to community colleges to deviate from the requirement of having at least 75% of its faculty employed full time. Colleges unable to achieve this goal would have the district's budget reduced. The bill would potentially impact primarily vocational education courses, including law enforcement training provided by the community college system.</p> <p>Commission Position: Oppose unless amended</p>	Dead
SB 188* (Cedillo)	<p>Commission on Peace Officer Standards and Training – Reduction of Commission Members: This bill would eliminate one position membership to the Commission from the position of sheriffs or chiefs or police or peace officers nominated by their respective sheriffs or chiefs of police. This would reduce the total membership of appointed commissioners from 14 to 13.</p> <p>Commission Position: Neutral</p>	Dead
* An asterisk indicates there are additions to / changes in a bill or bill status.		

RECAP OF 2003-2004 LEGISLATIVE SESSION		
Bill	Summary and Position* (Updated October 29, 2004)	Status
SB 221* (Romero)	Peace Officer – Felony Convictions/Commission Authority to Cancel Certificates: This bill would disqualify any person from being a peace officer who has been found guilty of a felony, and remove authority of the Commission to withdraw, revoke, or cancel certificates except for those obtained by misrepresentation, fraud, or administrative error, or to issue regulations that provide for the revocation or withdrawal of certificates. Commission Position: Support	Chapter Number 297, Statutes of 2003
SB 635* (Dunn)	Emergency Medical Services: This bill would authorize the County of Santa Barbara to establish an emergency medical services (EMS) fund that would be funded by specified revenue directed to the State Penalty Fund. EMS funds would be used to partially reimburse specified service providers for the cost of emergency medical services provided to persons who are unable to pay for their care. Commission Position: Oppose	Chapter Number 524, Statutes of 2004
SB 780 (Torlakson)	Vehicle Violations-Automated Enforcement Systems: This bill would modify the method of enforcement involving “automated enforcement systems” that photographically record Vehicle Code violations at traffic control signals and rail crossings; remove violations photographed by an automated enforcement system from those addressed through criminal adjudication and, instead, handle them as civil violations, and establish an administrative appeal process. Commission Position: Oppose Unless Amended	Dead
SB 1234* (Kuehl)	Crimes: Civil Rights – Hate Crime: This bill would make substantial changes to hate crimes; it would require the Commission, using existing resources to develop guidelines and training about mentally disabled persons, crimes against the homeless, and other specified subjects related to hate crime. Commission Position: Neutral	Chapter 700
SB 1900* (Burton)	Forensic DNA: This bill would establish a DNA Collection Reimbursement Fund in each county, authorize collection and distribution of moneys collected by each county related to DNA-related investigations, and establish the DNA Innocence Protection Fund. The funding would be through an additional penalty assessment, which would impact the State Penalty Fund. Commission Position: Oppose unless amended	Assembly Appropriations Committee - hearing postponed
* An asterisk indicates there are additions to / changes in a bill or bill status.		